T.D. INFORMAL MEMO: DO NOT MAIL THIS MEMO TO APPLICANT

•		•					
Date:		25-Apr-08	APPL. S. N:	10659485			
To Examiner	:	PASCAL, LESLIE C.	Art Unit	2613			
From		Jefferson, Henry PARALEGAL SPCECIALIST	Return This Memo To: Case Drop-Off Location	JEF-2D68			
SUBJECT: D	ecision on Terminal	Disclaimer(T.D.) filed:		·			
form paragra or have any	phs identified by th questions, please se	d the submitted T.D. with the rest informal memo in your next One me or the Special Program Example APPLICANT OR (2) PLACED OF F	ffice action to notify applicant of aminer. THIS IS AN INFORMAL, I	the T.D. If you disagree NTERNAL MEMO ONLY.			
please initial	date and return th	is memo to me. THANK YOU.	•				
The	T.D. is PROPER an	d has been recorded (see 14.23)	•				
The	T.D. is NOT PROPE	ER and has not been accepted for	the reason(s) checked below (se	e 14.24):			
	The TD fee of use of a depo	·	d nor is there any authorization i	n the application file for the			
	The T.D. does his/her intere	The T.D. does not satisfy Rule 321 in that the person who has signed the T.D. has not stated the extent of his/her interest (and/or the extent of the interest of the business entity represented by the signature) in the application/patent (see 14.26 & 14.26.01).					
		s the enforceable only during cor ting rejection, Rule 321(b) (see 1	·	to overcome a non-statutory			
		rected to a particular claim(s), we term of the entire patent to be q					
	The person w	ho signed the T.D.:					
• .	is no	ot an attorney "of record" (see 14	4.29 and 14.29.01).				
	has	failed to state his/her capacity to	sign for the business entity (see	14.28).			
	is no	ot recognized as an officer of the	assignee (see 14.29 & possible 1	4.29.02).			
.	nor is the ree (see 37 CFR :	ary evidence of a chain of title from the second and frame number specified as 3.73(b) and 1140 O.G. 72). NOTE from the T.D. or in the T.D. or in	to where such evidence is record E: This documentary evidence or	ed in the Office the specifying of the reel and			
	The T.D. is no	ot signed (see 14.26 & 14.26.03)	•	· ·			
<u> </u>		mber of the application (or the nuection is missing or incorrect (see	· · · · · · · · · · · · · · · · · · ·	the basis for the double			
		mber of this application (or the n missing or incorrect (see 14.26,	•	reissue cases being			
` □	The period di	sclaimed is incorrect or not speci	fied (see 14.26, 14.27.02 or 14.2	6.03).			
	Other:						
		request refund (see 14.36). NO	TE: If already authorized, credit i	refund to deposit account			
I have appro	priately notified app	olicant(s) of the status of the Ter	minal Disclaimer filed in this case	•			
Ex.Initials:	Date	e:		Log Date:			
				•			

	10/659,485		TAMIL, LAKSHMAN S.			
	·					
Document Code - DISQ	Internal Do		cument – DO NOT MAIL			
	· .					
TERMINAL DISCLAIMER	☑ APPROVI	ΞD	☐ DISAPPROVED			
Date Filed : March 10, 2008	This patent is subject to a Terminal Disclaimer					
Approved/Disapproved by:						
Henry D. Jefferson						
		•				

Application/Control No.

Applicant(s)/Patent under

Reexamination

U.S. Patent and Trademark Office

Application Number

PTO/SB/26 (01-08)

Approved for use through 02/29/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING	Docket Number (Optional)					
REJECTION OVER A "PRIOR" PATENT	27592-00373-US1					
In re Application of: Lakshman S. Tamil et al.						
Application No.: 10/659,485-Conf. #3440						
Filed: September 10, 2003						
For: APPARATUS AND METHOD FOR OPTICAL SWITCHING AT AN OPTICAL SWITCH FABRIC						
The owner*, YT Networks, Capital, LLC , of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of prior patent No. 6,665,495						
instant application which would extend beyond the expiration date of the full statutory term of prior patent No						
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer," in the event that said prior patent later:						
expires for failure to pay a maintenance fee; is held unenforceable;						
is found invalid by a court of competent jurisdiction; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued; or						
is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.						
Check either box 1 or 2 below, if appropriate.						
1. For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.						
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.						
2. X The undersigned is an attorney or agent of record. Reg. No. 47,341	<u> </u>					
/Myron Keith Wyche/	March 10, 2008					
Signature	Date .					
Myron Keith Wyche						
Typed or printed name	 					
· · · · · · · · · · · · · · · · · · ·	(202) 331-7111					
	Telephone Number					
x Terminal disclaimer fee under 37 CFR 1.20(d) is included.						
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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.						
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